

CONTRACTS--ISSUE OF UCC REMEDY--BUYER'S REMEDY OF SPECIFIC
PERFORMANCE.

NOTE WELL: Under certain circumstances specific performance is a remedy available to a buyer aggrieved by a seller's breach of contract. N.C.G.S. §25-2-716. However, a reasonable interpretation of the statute suggests that the appropriateness of specific performance (or replevin) is a matter for the court to decree. This note is inserted here to prevent the court from inadvertently instructing the jury on this remedy.

